

Amendment No. 1 to HB1535

Moody  
Signature of Sponsor

**AMEND Senate Bill No. 659\***

**House Bill No. 1535**

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, Part 22, is amended by adding the following as a new section:

(a) As used in this section, "supplemental materials" means print materials, electronic resources, or instructional aids, or any combination of the same, used to support textbooks or instructional materials approved by the state board of education.

(b) Supplemental materials shall not:

(1) Supplant textbooks or instructional materials approved by the state board that are locally adopted by the LEA or public charter school; or

(2) Be used in the public schools of this state if the supplemental materials are created to align exclusively with the Common Core State Standards or are marketed or otherwise identified as Common Core materials.

(c) A local board of education or public charter school governing body:

(1) Shall establish a process for the review and approval of supplemental materials proposed for use in the public schools governed by the local board of education or public charter school governing body. A list of all approved supplemental materials must be posted on the LEA's or public charter school's website for public inspection; and

(2) Shall establish a process for parents and legal guardians of students enrolled in the LEA or public charter school to submit complaints to the school

principal, or the principal's designee, regarding supplemental materials used in the parent's or legal guardian's student's school. The process must provide:

(A) Parents and legal guardians aggrieved by the school principal's, or the principal's designee's, response to the parent's or legal guardian's complaint the opportunity to appeal the response to the local board of education or public charter school governing body; and

(B) That the decision of the local board of education or public charter school governing body on appeal is final.

(d) The commissioner of education shall withhold a portion of the state education finance funds that an LEA is otherwise eligible to receive if a teacher or principal employed by the LEA or public charter school intentionally violates the prohibitions of subsection (b) by purposefully using, or permitting to be used, in the person's school, supplemental materials created to align exclusively with the Common Core State Standards or are marketed or otherwise identified as Common Core materials, or that have been rejected for use by the teacher's or principal's local board of education or public charter school governing body pursuant to subsection (c).

SECTION 2. For purposes of a local board of education's or public charter school governing body's development and establishment of policies and processes, this act takes effect upon becoming a law, the public welfare requiring it. For all other purposes, this act takes effect July 1, 2022, the public welfare requiring it.